UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

MICHAEL WHITELAW,

Plaintiff,

Case No. 13-cv-10748

Paul D. Borman

United States District Judge

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COMMISSIONER OF SOCIAL SECURITY,

Charles E. Binder United States Magistrate Judge

Defendant.

ORDER (1) ADOPTING MAGISTRATE JUDGE CHARLES E. BINDER'S REPORT AND RECOMMENDATION TO GRANT THE COMMISSIONER'S MOTION TO DISMISS,

(2) GRANTING THE COMMISSIONER'S MOTION TO DISMISS

AND (3) DISMISSING PLAINTIFF'S COMPLAINT

On September 17, 2013, Magistrate Judge Charles E. Binder issued a Report and Recommendation to Grant the Commissioner's Motion to Dismiss. (ECF No. 10, Report and Recommendation). Having reviewed the Report and Recommendation, and there being no timely objections from either party under 28 U.S.C. § 636(b)(1) and E.D. Mich L.R. 72.1(d), the Court ADOPTS the Report and Recommendation (ECF No. 10), GRANTS the Commissioner's Motion to Dismiss (ECF No. 9), and DISMISSES Plaintiff's Complaint.

IT IS SO ORDERED.

Paul D. Borman

United States District Judge

Dated: 10-17-13